

MINUTE ITEM

This Calendar Item No. C03 was approved as Minute Item No. 03 by the California State Lands Commission by a vote of 3 to 0 at its 11-01-06 meeting.

**CALENDAR ITEM
C03**

A 5, 9

11/01/06

S 6

PRC 8715

W 26137

B. Terry

RECREATIONAL PIER LEASE

APPLICANT:

Richard Wallace Myers

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Sacramento River, in the city of Sacramento, Sacramento County.

AUTHORIZED USE:

Construction, use, and maintenance of a new uncovered floating boat dock, gangway, and three pilings as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning October 1, 2006.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Liability insurance in the amount of no less than \$300,000.

OTHER PERTINENT INFORMATION:

1. Applicant owns the upland adjoining the lease premises.
2. Applicant qualifies for a Recreational Pier Lease because the Applicant is a natural person who has improved the littoral land with, and uses the upland for a single-family dwelling. The Applicant is now applying for a new Recreational Pier Lease.
3. On October 13, 2006, staff signed a letter of non-objection that allowed the Applicant to start the project prior to Commission consideration.

CALENDAR ITEM NO. **C03** (CONT'D)

4. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 3, New Construction of Small Structures; Title 2, California Code of Regulations, section 2905 (c)(1).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

U.S. Army Corps of Engineers, NOAA Fisheries, U.S. Fish and Wildlife Service, California Department of Fish and Game, the Reclamation Board, and the California Regional Water Quality Control Board

EXHIBIT:

- A. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

October 14, 2006

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(1).

CALENDAR ITEM NO. **C03** (CONT'D)

SIGNIFICANT LANDS INVENTORY FINDING:

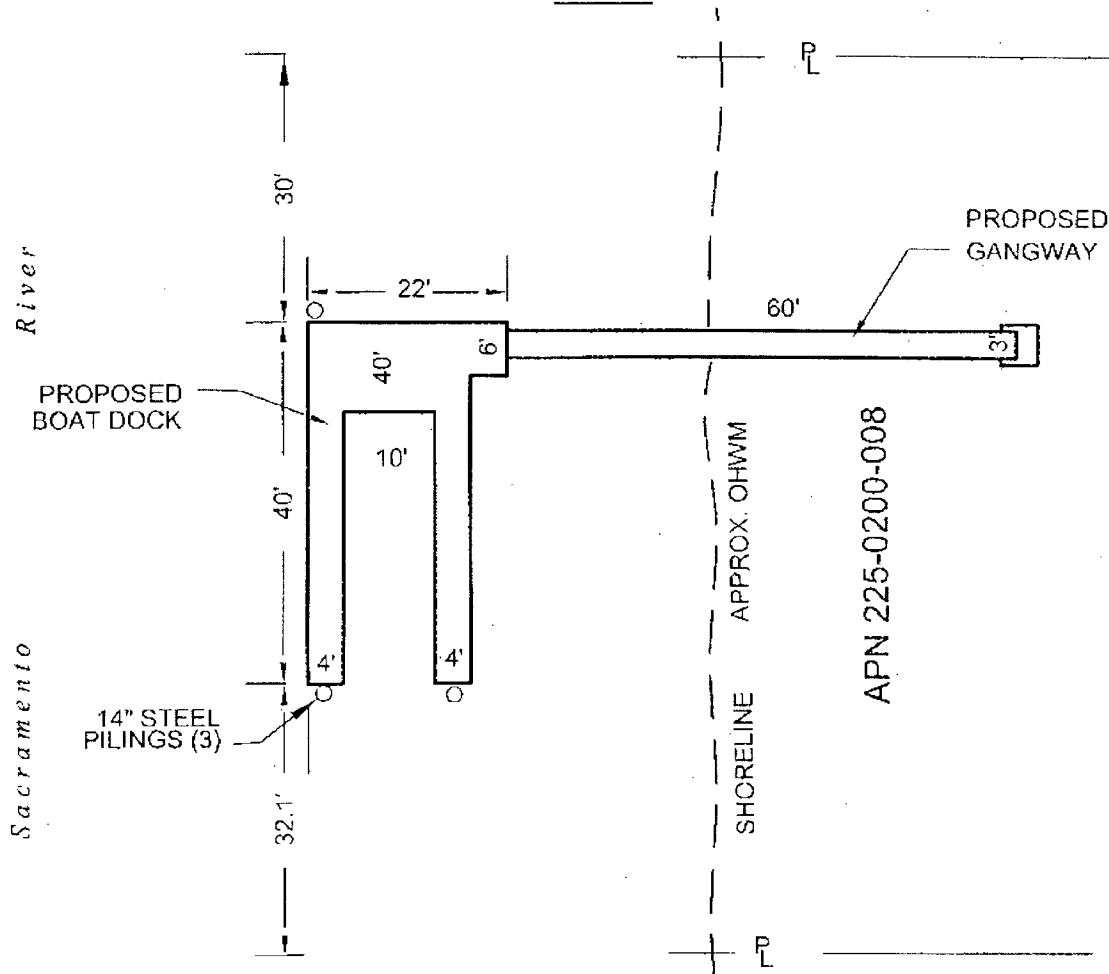
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO RICHARD WALLACE MYERS OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING OCTOBER 1, 2006, FOR THE CONSTRUCTION, USE, AND MAINTENANCE OF A NEW UNCOVERED FLOATING BOAT DOCK, GANGWAY, AND THREE PILINGS AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.

NO SCALE

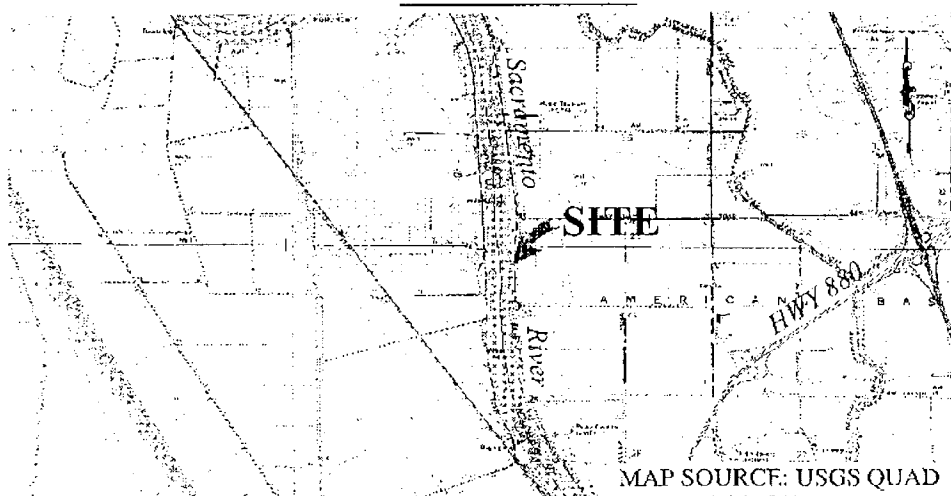
SITE



3061 GARDEN HWY., SACRAMENTO

NO SCALE

LOCATION



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

Exhibit A

W 26137
MYERS

APN 225-0200-008
RECREATIONAL PIER LEASE
SACRAMENTO COUNTY



MI 02/06

000018

CALENDAR PAGE

002066

MINUTE PAGE